

HOUSE BILL No. 1126

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-30-4-2.

Synopsis: Immunity for 501(c)(3) organizations. Provides that employees, volunteers, and volunteer directors of: (1) certain community mental retardation and other developmental disabilities centers; (2) certain rehabilitation centers; and (3) nonprofit organizations; are immune from civil liability arising from the performance of the duties of the employee, volunteer, or volunteer director if the employee, volunteer, or volunteer director exercises reasonable care in the performance of those duties.

Effective: July 1, 2005.

Foley, Thomas

January 6, 2005, read first time and referred to Committee on Judiciary.

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First Regular Session 114th General Assembly (2005)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2004 Regular Session of the General Assembly.

HOUSE BILL No. 1126

A BILL FOR AN ACT to amend the Indiana Code concerning civil law and procedure.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 34-30-4-2 IS AMENDED TO READ AS
2 FOLLOWS [EFFECTIVE JULY 1, 2005]: Sec. 2. Notwithstanding any
3 other provision of or any other law, an individual:

4 (1) who:

5 ~~(1)~~ (A) is employed by; or

6 (B) serves ~~without compensation~~ as a **volunteer or** volunteer
7 director of:

8 ~~(A)~~ a nonprofit corporation operating under IC 12-29-3-6, ~~or (B)~~
9 an agency providing services under IC 12-12-3, **or a nonprofit**
10 **organization that is exempt from federal taxation under**
11 **Section 501(c)(3) of the Internal Revenue Code; and**

12 (2) exercises reasonable care in the performance of the
13 **individual's duties of a director; as an employee, a volunteer, or**
14 **a volunteer director of an entity described in subdivision (1);**
15 is immune from civil liability arising out of the performance of those
16 duties.



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